

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

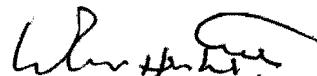
DAYTON SUPERIOR :
CORPORATION, :
Plaintiff, :
vs. : Case No. 3:09cv00114
GENERAL TECHNOLOGIES, INC., : District Judge Walter Herbert Rice
Defendant. : Magistrate Judge Sharon L. Ovington

**DECISION AND ENTRY ADOPTING REPORT AND RECOMMENDATIONS FILED
ON OCTOBER 30, 2009 (Doc. #11); DENYING DEFENDANT'S FIRST MOTION TO
DISMISS FOR LACK OF PERSONAL JURISDICTION (Doc. #5)**

The Court has conducted a de novo review of the Report and Recommendations of United States Magistrate Judge Sharon L. Ovington (Doc. #11), to whom this case was originally referred pursuant to 28 U.S.C. §636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby **ADOPTS** said Report and Recommendations.

It is therefore **ORDERED** that:

1. The Report and Recommendations filed on October 30, 2009 (Doc. #11) is **ADOPTED** in full; and
2. Defendant's First Motion to Dismiss for Lack of Personal Jurisdiction (Doc. #5) is **DENIED**.



Walter Herbert Rice
United States District Judge